

Docket No. 245603US



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF

EVA ALTMANN ET AL.

:EXAMINER: D. LAMBKIN (PARENT)

SERIAL NO: 10/694,672

FILED: OCTOBER 28, 2003

:ART UNIT: 1626

FOR: DIPEPTIDE NITRILES

37 CFR 1.607 REQUEST FOR AN
INTERFERENCE WITH A PATENT

COMMISSIONER FOR PATENTS
ALEXANDRIA, VA 22313

SIR:

I. 37 CFR 1.607(a)(1)

The patent is U.S. patent No. 6,593,327 (hereinafter referred to as “the ‘327 patent”) issued on July 15, 2003 and naming Bryant et al. as inventors. The assignee at issue was Axys Pharmaceuticals, Inc.

II. 37 CFR 1.607(a)(2)

Applicants propose the following count, which is in the format approved by the Commissioner in Orikasa v. Oonishi, 10 USPQ2d 1999, 2003 (Comm’r 1990), and Davis v. Uke, 27 USPQ2d 1180, 1188 (Comm’r 1993):

Claim 1 of the ‘327 patent, where R¹⁸ is phenyl substituted by (i) as defined in that claim

OR